

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION AT MEMPHIS

FILED BY *the* D.C.

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THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
W/D OF TENN. MEMPHIS

SHELIA UPSHAW,

Plaintiff,

v.

AMERICAN INTERNATIONAL GROUP, INC.;
AMERICAN GENERAL CORPORATION;
AMERICAN GENERAL FINANCE, INC.;
AMERICAN GENERAL FINANCIAL SERVICES, INC.;
MERIT LIFE INSURANCE COMPANY;
YOSEMITE INSURANCE COMPANY;
LISA SEAWRIGHT; and Fictitious Defendants "A", "B",
and "C", whether singular or plural, those other persons,
corporations, firms, or other entities whose wrongful
conduct caused the injuries and damages to the Plaintiff,
all of whose true and correct names are unknown to
Plaintiff at this time, but will be substituted
by amendment when ascertained,

Defendants.

Civil Action No. 05-2653 Ma V

SCHEDULING ORDER

Pursuant to the Rule 26(f) Report of the Parties Planning Meeting which has been jointly submitted by the parties in this case, the following dates are established as the final dates for:

Initial Disclosures:	Thursday, November 17, 2005
Joining Parties:	Friday, December 30, 2005
Amending Pleadings:	Friday, December 30, 2006
Initial Motions to Dismiss:	Friday, January 27, 2006
Completing all Document Discovery:	Friday, March 17, 2006

Completing All Fact Discovery: Friday, May 12, 2006

Expert Witness Disclosures:

Plaintiff's Expert Designation: Friday, May 19, 2006

Plaintiff's Expert Report and Disclosures: Friday, June 2, 2006

Defendants' Expert Designation: Friday, June 23, 2006

Defendants' Expert Report and Disclosures: Friday, July 14, 2006

Close of Expert Discovery: Friday, August 18, 2006

Dispositive Motions: Friday, September 22, 2006

Other Relevant Matters:

No depositions may be scheduled to occur after the discovery cutoff date. All motions, request for admissions, or other filings that require a response must be filed sufficiently in advance of the discovery cutoff date to enable opposing counsel to respond by the time permitted by the Rules prior to that date.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or the service of the response, answer, or objection, which is the subject of the motion, if the default occurs within 30 days of the discovery deadline, unless the time for filing such motion is extended for good cause shown, or the objection to the default, response, answer, or objection shall be waived.

This case is set for a non-jury trial. The pretrial order date, pretrial conference date and trial date will be set by the presiding judge. It is anticipated that the trial will last approximately five (5) days.

The parties do not anticipate that this case will settle.

The parties are reminded that pursuant to Local Rule 11(a)(1)(A), all motions, except motions pursuant to Fed. R. Civ. P. 12, 56, 59 and 60 shall be accompanied by a proposed order.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting forth the reasons for which a reply is required.

The parties will respectfully decline the opportunity to have the remainder of this matter tried by the magistrate.

This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this order will not be modified or extended.

It is so ORDERED this 22nd day of November, 2005.



DIANE K. VESCOVO
UNITED STATES MAGISTRATE JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 16 in case 2:05-CV-02653 was distributed by fax, mail, or direct printing on November 25, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT